

E5974-01

CPEL0151657

Patent Office of the People's Republic of China

Address : Receiving Section of the Chinese Patent Office, No. 6 Tucheng Road West, Haidian District, Beijing. Postal code: 100088

Applicant	HITACHI, LTD.			Seal of Examiner	Date of Issue
Agent	China Patent Agent (H.K.) Ltd.				December 5, 2003
Patent Application No.	01124313.9	Application Date	June 1, 2001	Exam Dept.	
Title of Invention	ポータルサイト作成支援方法及びサービス提供方法 Method of aiding portal site making and Method of providing services				

First Office Action

1. ☒ Pursuant to the provision of Article 35 (1) of the Chinese Patent Law, the examiner made an examination as to substance of the captioned patent application for invention.
- ☐ Pursuant to the provision of Article 35 (2) of the Chinese Patent Law, the Chinese Patent Office has decided to conduct on its own initiative an examination as to substance of the captioned patent application for invention.
2. ☒ The applicant requests taking the filing date, September 7, 2000, at the JP Patent Office, the filing date, _____, at the _____ Patent Office, the filing date, _____, at the _____ Patent Office as the priority date of the present application.
- ☒ A copy of the first filed patent application certified by the receiving organ of the initial country of filing has been submitted by the applicant.
- ☐ A copy of the first filed patent application certified by the receiving organ of the initial country of filing has not been submitted by the applicant. Pursuant to the provision of Article 30 of the Chinese Patent Law, no priority right shall be deemed to have been claimed.
3. ☐ The applicant filed amended application document(s) on _____ and _____.
- ☐ Examination has confirmed that _____ filed on _____ cannot be accepted, _____ filed on _____ cannot be accepted,
- as the above amendment(s) ☐ is/are not in conformity with the provision of Article 33 of the Chinese Patent Law.
- ☐ is/are not in conformity with the provision of Rule 51 of the Implementing Regulations of the Chinese Patent Law.
- ☐ For the specific reason that the amendment(s) cannot be accepted, see the text of

the Office Action.

4. ☒ The examination is conducted in the light of the original application document(s)
- ☐ The examination is conducted in the light of the following application document(s):
in the original application documents submitted on the filing date:
Claim(s) _____, page(s) _____ of the description, Figure(s) _____
of the drawing(s); Claim(s) _____, page(s) _____ of the description,
Figure(s) _____ submitted on _____; Claim(s) _____, page(s) _____
of the description, Figure(s) _____ submitted on _____
- ☐ Abstract of the description submitted on _____.
5. ☐ The present Office Action has been prepared without a search having been conducted.
- ☒ The present Office Action has been prepared with a search having been conducted.
- ☒ The following reference document(s) is/are cited in this Office Action (its/their serial number(s) will, continue to be used throughout the examination procedure):

No.	Number or Title of Document	Date of Publication (or filing date of interfering application)
1	CN1194404A	September 30, 1998
2		
3		
4		

6. The concluding comments of the examiner are:

- ☐ On the description:
- ☐ The content of the application comes within the scope where no patent right is granted as provided in Article 5 of the Patent Law.
- ☐ The description is not in conformity with the provision of Article 26(3) of the Patent Law.
- ☐ The drafting of the description is not in conformity with the provision of Rule 18 of the Implementing Regulations.
- ☒ On the claims:
- ☒ Claims 12, 13 come within the scope where no patent right is granted as provided in Article 25 of the Patent Law.
- ☐ Claim is not in conformity with the definition of invention in Rule 2(1) of the Implementing Regulations.
- ☒ Claims 1, 4, 5, 8 do not possess novelty as provided in Article 22(2) of the Patent Law.
- ☒ Claims 2, 3, 6, 7, 9-11 do not possess inventiveness as provided in Article 22(3) of the Patent Law.
- ☐ Claim _____ does not possess practical applicability as provided in Article 22(4) of the Patent Law.
- ☐ Claim _____ is not in conformity with the provision of Article 26(4) of the Patent

Law.

☐ Claim _____ is not in conformity with the provision of Article 31(1) of the Patent Law.

☐ Claim _____ is not in conformity with the provisions of Rules 20-23 of the Implementing Regulations.

☐ Claim _____ is not in conformity with the provision of Article 9 of the Patent Law.

☐ Claim _____ is not in conformity of the provision of Rule 12(1) of the Implementing Regulations.

For specific analyses of the above concluding comments, see the text of this Office Action.

7. In view of the above concluding comments, the examiner holds that:

☐ The applicant should amend the application document in accordance with the requirements raised in the text of this Office Action. The amended document(s) should be submitted in duplicate and should conform to the provisions of Article 33 of the Patent Law and Rule 51 of the Implementing Regulations of the Chinese Patent Law.

☐ The applicant should expound in his Observations the reasons why the captioned patent application is patentable and amend the places not conforming to regulations as pointed out in the text of the Office Action, otherwise it would be impossible for the patent right to be granted.

☒ The captioned patent application contains no substantive content for which the patent right may be granted, thus if the applicant has not advanced his reasons or has not done so adequately, the application will be rejected.

8. The applicant should pay attention to the following matters:

(1) In accordance with the provision of Article 37 of the Patent Law, the applicant should submit his/its Observations within **four** months from the date of receipt of this Office Action; if, without any justified reason, the time limit for making response is not met, the application will be deemed to have been withdrawn.

(2) The amendments made by the applicant to his application should conform to the provision of Article 33 of the Patent Law, the amended text should be in duplicate and the format should conform to the relevant provisions of the Guidelines for Examination.

(3) The applicant's Observations or amended text should be mailed or presented to the Receiving Section of the Chinese Patent Office. Document not mailed or presented to the Acceptance Section have no legal force.

(4) Without making an appointment, the applicant and/or agent may not come to the Chinese Patent Office to hold an interview with the examiner.

9. This Office Action consists of the text portion totalling 4 pages and of the following annex(es):

☐ _____ duplicate copies of the reference document(s) cited totalling _____ page(s).

☐

Office Action
(Chinese)

中华人民共和国国家知识产权局

邮政编码: 香港湾仔港湾道 23 号鹰君中心 22 字楼 中国专利代理(香港)有限公司 吴立明, 叶恺东		志郭 审查员 (无审查业务专用章 不具备法律效力)
申请号: 01124313.9	部门及通知书类型: 3-D	发文日期:
申请人: 株式会社日立制作所		
发明名称: 门户网站的编程支援方法及服务提供方法		

第一次审查意见通知书

0151657

1. ☒ 依申请人提出的实审请求, 根据专利法第 35 条第 1 款的规定, 审查员对上述发明专利申请进行实质审查。
☐ 根据专利法第 35 条第 2 款的规定, 国家知识产权局决定自行对上述发明专利申请进行审查。
2. ☒ 申请人要求以其在:

JP	专利局的申请日	2000 年 9 月 7 日	为优先权日,
	专利局的申请日		为优先权日,
	专利局的申请日		为优先权日,
	专利局的申请日		为优先权日,
	专利局的申请日		为优先权日,

京办完成

- ☒ 申请人已经提交了经原申请国受理机关证明的第一次提出的在先申请文件的副本。
☐ 申请人尚未提交经原申请国受理机关证明的第一次提出的在先申请文件的副本, 根据专利法第 30 条的规定视为未提出优先权要求。

3. ☐ 申请人于____年__月__日和____年__月__日提交了修改文件。

经审查, 其中: ____年__月__日提交的____不能被接受; ____年__月__日提交的____不能被接受;
 因为上述修改 ☐ 不符合专利法第 33 条的规定。 ☐ 不符合实施细则第 51 条的规定。
 修改不能被接受的具体理由见通知书正文部分。

4. ☒ 审查是针对原始申请文件进行的。
☐ 审查是针对下述申请文件进行的:

说明书	申请日提交的原始申请文件的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页;
权利要求	申请日提交的原始申请文件的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页;
附图	申请日提交的原始申请文件的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页; ____年__月__日提交的第____页;
说明书摘要	<input type="checkbox"/> 申请日提交的; <input type="checkbox"/> ____年__月__日提交的;
摘要附图	<input type="checkbox"/> 申请日提交的; <input type="checkbox"/> ____年__月__日提交的。

20 APR 2004

回函请寄: 100088
 2201 2001.7

北京市海淀区蓟门桥西土城路 6 号 国家知识产权局专利局受理处收
 (注: 凡寄给审查员个人的信函不具有法律效力)

5. ☐ 本通知书是在未进行检索的情况下作出的。

☒ 本通知书是在进行了检索的情况下作出的。

☒ 本通知书引用下述对比文献(其编号在今后的审查过程中继续沿用):

编号	文件号或名称	公开日期 (或抵触申请的申请日)
1	CN1194404A	1998年9月30日
2		年 月 日
3		年 月 日
4		年 月 日

6. 审查的结论性意见:

☐ 关于说明书:

☐ 申请的内容属于专利法第 5 条规定的不予授予专利权的范围。

☐ 说明书不符合专利法第 26 条第 3 款的规定。

☐ 说明书的撰写不符合实施细则第 18 条的规定。

☒ 关于权利要求书:

☒ 权利要求 1, 4, 5, 8 不具备专利法第 22 条第 2 款规定的新颖性。

☒ 权利要求 2, 3, 6, 7, 9-11 不具备专利法第 22 条第 3 款规定的创造性。

☐ 权利要求 不具备专利法第 22 条第 4 款规定的实用性。

☒ 权利要求 12, 13 属于专利法第 25 条规定的不予授予专利权的范围。

☐ 权利要求 不符合专利法第 26 条第 4 款的规定。

☐ 权利要求 不符合专利法第 31 条第 1 款的规定。

☐ 权利要求 不符合实施细则第 2 条第 1 款关于发明的定义。

☐ 权利要求 不符合实施细则第 13 条第 1 款的规定。

☐ 权利要求 不符合实施细则第 20 条至第 23 条的规定。

☐

上述结论性意见的具体分析见本通知书的正文部分。

7. 基于上述结论性意见, 审查员认为:

☐ 申请人应按照通知书正文部分提出的要求, 对申请文件进行修改。

☐ 申请人应在意见陈述书中论述其专利申请可以被授予专利权的理由, 并对通知书正文部分中指出的不符合规定之处进行修改, 否则将不能授予专利权。

☒ 专利申请中没有可以被授予专利权的实质性内容, 如果申请人没有陈述理由或者陈述理由不充分, 其申请将被驳回。

☐

8. 申请人应注意下述事项:

(1) 根据专利法第 37 条的规定, 申请人应在收到本通知书之日起的 肆 个月内陈述意见, 如果申请人无正当理由逾期不答复, 其申请将被视为撤回。

(2) 申请人对其申请的修改应符合专利法第 33 条的规定, 修改文本应一式两份, 其格式应符合审查指南的有关规定。

(3) 申请人的意见陈述书和/或修改文本应邮寄或递交给国家知识产权局专利局受理处, 凡未邮寄或递交给受理处的文件不具备法律效力。

(4) 未经预约, 申请人和/或代理人不得前来国家知识产权局专利局与审查员举行会晤。

9. 本通知书正文部分共有 4 页, 并附有下列附件:

☐ 引用的对比文件的复印件共 份 页。

☐

[19]中华人民共和国专利局

[51]Int.Cl⁶

G06F 7/00



(12) 发明专利申请公开说明书

[21] 申请号 98100794.5

[43]公开日 1998年9月30日

[11] 公开号 CN 1194404A

[22]申请日 98.3.24

[30]优先权

[32]97.3.24 [33]JP[31]87315/97

[71]申请人 卡西欧计算机株式会社

地址 日本东京

[72]发明人 守屋孝司

[74]专利代理机构 永新专利商标代理有限公司

代理人 韩宏

权利要求书 5 页 说明书 15 页 附图页数 11 页

[54]发明名称 主页建立系统、装置及主页显示系统和程序记录媒体

[57]摘要

一种主页建立系统、装置和程序记录媒体。当 www 服务器确定一终端的建立一主页的请求时,它根据一终端的 ID 在一预定寄存器中设定一用户的类型码。该服务器发送一终端用户的优先查询数据给该终端并接收通过用户自该终端输入的用户优先数据。并通过将对应于该用户的优先数据的信息贴至一预定模板。该建立的主页连同有关建立该主页的日期及时间的数据一起被存储在一预定的数据文件中,且然后被发送给该终端。

